

A RESOLUTION

01-R-0849

BY CITY UTILITIES COMMITTEE

BY FINANCE/EXECUTIVE COMMITTEE

A RESOLUTION AUTHORIZING THE MAYOR TO ISSUE A NOTICE TO PROCEED TO MAYES, SUDDERTH & ETHEREDGE, INC./HARRINGTON, GEORGE & DUNN P.C. - JV, FOR FC-6710-96C, ANNUAL CONTRACT FOR ARCHITECTURAL AND ENGINEERING SERVICES TO PROVIDE AN ACOUSTICAL SOUND STUDY; EXAMINE SHUTTLE, VEHICLE AND PEDESTRIAN CIRCULATION AND PARKING STUDY; AND, SOUND COLLECTION STUDY FOR CHASTAIN PARK AMPHITHEATER ON BEHALF OF THE DEPARTMENT OF PARKS, RECREATION AND CULTURAL AFFAIRS IN AN AMOUNT NOT TO EXCEED \$294,302.00; ALL CONTRACTED WORK SHALL BE CHARGED TO FUND, ACCOUNT AND CENTER NUMBER: 3PO2 7\*\*\*\* N41S0613QNAO

WHEREAS, the City of Atlanta did enter into FC-6710-96C, Annual Contract for Architectural and Engineering Services; and

WHEREAS, the Department of Parks, Recreation and Cultural Affairs does require services for the following studies; Acoustical Sound Study, Examine Shuttle, Vehicle and Pedestrian Circulation and Parking Study and Sound Collection Study, be performed at Chastain Park Amphitheater in an amount not to exceed \$294,302.00.

WHEREAS, the Commissioner of the Department of Parks, Recreation and Cultural Affairs and the Purchasing Agent have recommended that Mayes, Sudderth & Etheredge, Inc./Harrington, George & Dunn P.C. - JV, to provide services for Chastain Park Amphitheater.

NOW THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, that the Mayor be and is hereby authorized to issue a Notice To Proceed with Mayes, Sudderth & Etheredge, Inc./Harrington, George & Dunn P.C. - JV, for FC-6710-96C, Annual contract for Architectural and Engineering Services in an amount not to exceed \$294,302.00.

BE IT FURTHER RESOLVED, that the Purchasing Agent be and is hereby directed to prepare an appropriate contractual agreement for execution by the Mayor, to be approved by the City Attorney as to form.

BE IT FURTHER RESOLVED, that this Notice To Proceed should not become binding on the City, and the City shall incur no liability upon same until such contract has been executed by the Mayor and delivered to the contracting party.

BE IT FINALLY RESOLVED, that all services for said Notice To Proceed shall be charged to and paid from Fund, Account and Center Number: 3PO2 7\*\*\*\* N41S0613QNAO



MAYES, SUDDERTH & ETHEREDGE, INC.  
HARRINGTON, GEORGE & DUNN, P.C.

2001 MAY 30 PM 2:07

1401 PEACHTREE STREET N.E.  
SUITE 120  
ATLANTA, GA 30309  
(404) 886-1655

May 30, 2001

Ms. Sushma Dersch  
Director, Parks Design and Construction  
675 Ponce de Leon Avenue, NE  
8<sup>th</sup> Floor  
Atlanta, GA 30303

RE: Chastain Park Acoustical/Traffic Study/Public Address System  
Fee Proposal

Dear Sushma:

Mayes, Sudderth & Etheredge, Inc./Harrington, George & Dunn, P.C. (MSE/HGD) appreciates the opportunity to submit this fee proposal for Architectural and Engineering consulting services.

**PROJECT DESCRIPTION:**

Chastain Park Amphitheater Acoustical/Traffic Study and Public Address System on site engineering services.

**SCOPE OF WORK:**

MSE/HGD will be providing Administrative services as it relates to billing, invoicing and distribution of information related to cost proposal and delivery of information to the City of Atlanta. MSE/HGD has no project responsibilities and did not participate in selecting these consultants or determining the scope of work. Therefore, the City of Atlanta agrees to "hold harmless" MSE/HGD for any and all problems that result from the performance or non-performance of the consultants they selected and are a part of this contract.

**COMPENSATION:**

(See enclosed proposals)

Newcomb & Boyd (Acoustical Consultant)

- Lump Sum (plus reimbursable expenses): \$ 80,000.00

Transportation Management Services (Traffic Consultant)

- Lump Sum (includes expenses): \$ 83,000.00



Ms. Sushma Dersch  
May 30, 2001  
Page 2

**Entertainment Support Productions**

• Hourly not to exceed without prior approval (Rate - \$65.00/hr. plus parts cost)	\$ 31,000.00
• Contingency	<u>\$ 75,000.00</u>
<i>Subtotal</i>	<i>\$269,000.00</i>
❖ MSE/HGD 5% (as per contract)	\$ 13,450.00
• MSE/HGD fee through 5/25/01:	\$ 3,852.00
• MSE/HGD fees to complete:	<u>\$ 8,000.00</u>
<b>TOTAL</b>	<b>\$294,302.00</b>

**REIMBURSABLE EXPENSES:**

The following expenses are reimbursable above and beyond compensation (unless stated otherwise) for professional services and will be invoiced in accordance with our standard agreement with the City of Atlanta.

- Reproduction
- Delivery Charges
- CAD Plotting
- Travel and Subsistence
- Long Distance Telephone
- Photography
- Facsimile

**ADDITIONAL SERVICES:**

The following services are not included in our scope of work, but may be included if requested. These include, but are not limited to, the following:

- Changes in the scope of work or schedule
- Changes in previously approved work
- Specialty Engineering services
- Permitting
- Architectural Rendering or Models
- Construction Administration
- TF&E services



Ms. Sushma Dersch

May 30, 2001

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- Tree Protection Plan and/or Tree Survey
- NPDES Permitting, if required
- Construction Testing
- Environmental Permitting, Analysis and Reports
- Geotechnical Engineering
- Design Services
- Other Services not specified here in the scope of work
- Services not identified in consultant proposals to be included
- Services identified as additional services in the consultant proposals

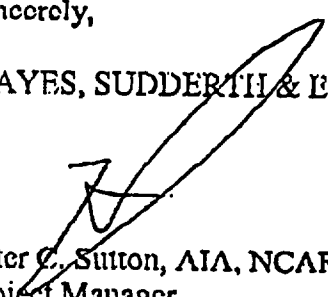
#### INVOICING:

Invoicing is monthly for work completed to date. Payment is due within ten (10) days of date of invoice. Payments past due thirty (30) days will accrue interest at a rate of 1.5% per month.

If this proposal is agreeable to you, please sign below indicating your approval and notice for us to proceed.

Sincerely,

MAYES, SUDDERTH & ETHEREDGE, INC.

  
Peter C. Sutton, AIA, NCARB  
Project Manager

APPROVAL:

\_\_\_\_\_  
Name

\_\_\_\_\_  
Title

\_\_\_\_\_  
Date

PCS/afp

cc: Felicia Strong-Whitaker, City of Atlanta  
Anthony George, IIGD  
Ken Giannoni, MSE  
Kate Burgher, MSE  
File

City of Atlanta  
Bureau of Purchasing and Real Estate  
55 Trinity Avenue, Suite 1790  
Atlanta, GA 30335  
(404) 330-6204  
(404) 658-7705 FAX

COPY



**FAX COVER SHEET**

DATE: May 24, 2001

**No. of Pages** 3

TO: Mr. Peter Sutton  
Mayes, Sudderth & Etheredge Inc

(770) 971-0620 fax

FROM: Felicia Strong-Whitaker/Marylan James  
Bureau of Purchasing and Real Estate

SUBJECT: Proposal

MESSAGE:

**ENTERTAINMENT SUPPORT PRODUCTIONS**

548 Savannah Rose Way  
Lawrenceville, GA 30045  
770-963-3917

**PROPOSAL**

**To:** City of Atlanta, Department of Parks, Recreation and Cultural Affairs,  
City Hall East, 8<sup>th</sup> Floor, 675 Ponce de Leon Ave NE, Atlanta, GA 30308

**Objective:** Provide an Engineer/Technician for Chastain Park Amphitheater house  
Public address system for the 2001 Summer Concert Season and to repair  
And maintain same system.

**Provider:** Russell Gray, Entertainment Support Productions  
548 Savannah Rose Way  
Lawrenceville, GA 30045  
770-963-3917

**Rate:** \$65.00 per hour. Estimate 7 hours per show due to the Atlanta Symphony  
Orchestra starting practice at 1:00 pm. Repairs outside show time will be  
billed at the hourly rate plus parts cost. Annual estimated amount between  
\$28,000 and \$31,000.

**Terms:** Billed weekly. Due upon receipt.

**By:****Accepted:**

X   
Janice M. Gray, Owner/President

X

548 Savannah Road Way  
Lawrenceville, GA 30043  
770-963-3917 fax 770-338-2561

# Entertainment Support Productions

March 5, 2001

RECEIVED  
MAR - 8 2001

City of Atlanta, Dept Of Parks, Rec. & Cultural Affairs  
Ms. Sushma Dersch  
City Hall East, 8<sup>th</sup> Floor  
675 Ponce de Leon Ave NE  
Atlanta, GA 30308

Dear Ms. Dersch:

This is the letter of qualifications that you requested on our Chief Sound Engineer, Mr. Russell Gray. I hope that this will take care of any questions or concerns that you have.

Mr. Gray has been an Electronics Technician & Sound Engineer since 1973. He worked for Atlanta Sound and Lighting and Sight Sound Innovations as a Chief Engineer. He has done extensive worldwide touring.

Mr. Gray has worked in the past with Whitehouse Communications and has taken part in live T.V. He has done system design and technical direction for 14 years. He was also a key player in the development of the fiber optics snake for Beckman Industries.

Since the Chastain Park contract was awarded to ESP, the Grozier system has worked more efficiently and with fewer violations than previous years. In the 2000 Summer Concert season the system worked 100% on the time. Because of Mr. Gray's working relationships with 70% of the touring house sound engineers, he has been able to keep the sound pressure levels to code on a more consistent basis.

I hope this letter fulfills the requirements that you requested in your conversation with Mr. Gray. If we can be of further assistance to you in the future feel free to contact us.

Sincerely,

  
Ms. Janice Gray  
President/Owner

May-28-01 03:53pm From-NEWCOMB &amp; BOYD

4043521826

T-804 P.01/10 F-066

Consulting Engineering Group  
Commissioning and Operations Group  
Special Technologies Group  
Lighting Design Group

**Newcomb & Boyd**  
Facsimile Transmittal Letter

**COPY**

One Northside 75  
Atlanta, Georgia 30318-7761

Telephone 404 352-3930  
Facsimile 404 352-1826

To: Peter C. Sutton, AIA  
Company: Mayes, Sudderth & Etheredge, Inc.  
Re: Chastain Park Amphitheatre  
From: Karl L. Peterman

Date: May 29, 2001  
Fax: 770-971-0620  
No. Pages Incl. Transmittal: 10  
Project Number: G

Make Copy for:

Route to: KLP  
Fax Operator:

Also Fax to:

Pete,

Thanks again for the opportunity to assist you in the effort to control the sound emanating from concerts at the amphitheatre. Please see the accompanying proposal for our work in accordance with the scope defined by the City in the RFP dated May 9, 2001. You will note that our fee is significantly different from our first proposal of April 13, 2001 due to substantial additions to the scope of work.

We will need to coordinate a couple of items quickly before next week's concerts (June 4 & 5) such as acquiring a full set of drawings for the facility and three all-area access passes along with contact information for the event.

As always, please feel free to call me at 404-352-6672 if you have any questions or need additional information.

Sincerely,  
Karl

The signed originals will be mailed to you tomorrow

Thanks  
—Karl

Special Technologies Group

One Northside 75  
Atlanta, Georgia 30318-7761  
Direct Line 404 352-6672  
Telephone 404 352-3930  
Facsimile 404 352-1826  
kpeterman@newcomb-boyd.com

Newcomb & Boyd

Karl L. Peterman, PE  
Associate

May 29, 2001

Mr. Peter C. Sutton, AIA  
Vice President and Director of Architecture and Facility Planning  
Mayes, Sudderth & Etheredge, Inc.  
Suite C-100  
2217 Roswell Road  
Marietta, Georgia 30062-2972

Re: Chastain Park Amphitheatre  
Atlanta, Georgia

Dear Pete:

Thank you for the opportunity to offer our professional services on this project. We understand that we have been selected to perform the work based on our recent submission to the City of Atlanta. Enclosed is our proposed Agreement, which repeats the scope of work as indicated in the Technical Approach portion of our successful proposal. This Agreement supercedes our previous proposed agreement dated April 13, 2001 and contains significant changes in project scope in accordance with the City of Atlanta's Request for Proposal, dated May 9, 2001.

Our Agreement format is based on the AIA standard architect-consultant agreement. If you would prefer to use AIA Document C141, that is acceptable to us as long as our Agreement is referenced and listed as an attachment in either Article 1 on Page 2, or Article 14 on Page 17 of C141-1997.

Please let us know if we can provide additional information.

Yours very truly,



Karl L. Peterman

KLP/bag  
H:\SMF\Chastain Park Pro.doc

Enclosure